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Attorneys for Plaintiffs League of Conservation Voters et al.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

LEAGUE OF CONSERVATION VOTERS <i>et al.</i> ,)	
)	
<i>Plaintiffs,</i>)	
)	
v.)	No. 3:17-cv-00101-SLG
)	
DONALD J. TRUMP <i>et al.</i> ,)	
)	
<i>Defendants,</i>)	
)	
AMERICAN PETROLEUM INSTITUTE and STATE)	
OF ALASKA,)	
)	
<i>Intervenor-Defendants.</i>)	
)	

**PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO
FEDERAL RULE OF CIVIL PROCEDURE 56**

Pursuant to Federal Rule of Civil Procedure 56, Plaintiffs League of Conservation Voters *et al.* request that this Court to grant summary judgment in their favor. Summary judgment is warranted here because there is no genuine issue as to any material fact and, as described in Plaintiffs' memorandum in support of their motion, they are entitled to judgment as a matter of law. Fed. R. Civ. P. 56(c). Plaintiffs have standing to challenge President Trump's Order. The Order is unlawful because it trespasses on exclusive congressional power over public lands, violating separation of powers principles. Congress did not delegate any of this power to the President to reverse permanent withdrawals under the Outer Continental Shelf Lands Act. The Court has the power to grant the declaratory and injunctive relief sought here. Equitable considerations favor an injunction, which would remedy Plaintiffs' harm.

Respectfully submitted this 8th day of June, 2018.

s/ Erik Grafe

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NATURAL RESOURCES DEFENSE COUNCIL

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*Attorneys for Plaintiffs League of Conservation Voters;
Natural Resources Defense Council; Sierra Club;
Alaska Wilderness League; Defenders of Wildlife;
Northern Alaska Environmental Center; Resisting
Environmental Destruction on Indigenous Lands;
Center for Biological Diversity; Greenpeace, Inc.; and
The Wilderness Society*

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CERTIFICATE OF SERVICE

I hereby certify that on June 8, 2018, a copy of foregoing PLAINTIFFS' MOTION FOR SUMMARY JUDGMENT PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 56 was served electronically on all counsel of record using the CM/ECF system.

s/ Erik Grafe

Erik Grafe

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